



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-NINTH GENERAL ASSEMBLY

85TH LEGISLATIVE DAY

WEDNESDAY, MARCH 2, 2016

12:20 O'CLOCK P.M.

SENATE
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85th Legislative Day

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The Senate met pursuant to adjournment.
Senator John M. Sullivan, Rushville, Illinois, presiding.
Prayer by Rabbi Barry Marks, Temple Israel, Springfield, Illinois.
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Koehler moved that reading and approval of the Journal of Tuesday, March 1, 2016, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

FY 2015 Service Disabled Veteran-Owned and Veteran-Owned Small Business Program Annual Report, submitted by the Department of Central Management Services.

2015 Annual Flex Time Report pursuant to Public Act 87-552, submitted by the Department of Central Management Services.

FY 2015 Business Enterprise Program for Minorities, Females, and Persons with Disabilities, submitted by the Department of Central Management Services.

FY15 Annual Report of the Small Business Contracts Act, submitted by the Chief Procurement Office.

The foregoing reports were ordered received and placed on file in the Secretary’s Office.

COMMUNICATION

**ILLINOIS STATE SENATE
DON HARMON
PRESIDENT PRO TEMPORE
39TH DISTRICT**

DISCLOSURE TO THE SENATE

Date: 3-1-16

Legislative Measure(s): Executive Appointments
AM# 99-078 – Ramon Cepeda
AM# 99-079 – Jill Smart

Venue:

- Committee on _____
- Full Senate

Due to a potential conflict of interest (or the potential appearance thereof), I abstained from voting (or voted “present”) on the above legislative measure(s).

Notwithstanding a potential conflict of interest (or the potential appearance thereof), I voted in favor of or against the above legislative measure(s) because I believe doing so is in the best interests of the State.

s/Don Harmon
Senator Don Harmon

PRESENTATION OF RESOLUTIONS

[March 2, 2016]

SENATE RESOLUTION NO. 1609

Offered by Senator Althoff and all Senators:
Mourns the death of Margaret Sandner Eyre.

SENATE RESOLUTION NO. 1610

Offered by Senator Althoff and all Senators:
Mourns the death of Eunice “Granny” Andreas of McHenry.

SENATE RESOLUTION NO. 1611

Offered by Senator Althoff and all Senators:
Mourns the death of Donald Albert Brandt of Crystal Lake.

SENATE RESOLUTION NO. 1612

Offered by Senator Syverson and all Senators:
Mourns the death of John Gaylord Holub, formerly of Rockford.

SENATE RESOLUTION NO. 1614

Offered by Senator Bennett and all Senators:
Mourns the death of Craig Madden Chambers of Danville.

SENATE RESOLUTION NO. 1615

Offered by Senator Bennett and all Senators:
Mourns the death of Plessa Edward Mast of Urbana.

SENATE RESOLUTION NO. 1616

Offered by Senator Bennett and all Senators:
Mourns the death of Artha L. Chamberlain of Urbana.

SENATE RESOLUTION NO. 1617

Offered by Senator Anderson and all Senators:
Mourns the death of Elliott L. Seymour of Rock Island.

SENATE RESOLUTION NO. 1618

Offered by Senator Link and all Senators:
Mourns the death of Grace Drasler of Waukegan.

SENATE RESOLUTION NO. 1619

Offered by Senator Link and all Senators:
Mourns the death of Anne V. Gass.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Harmon offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 1613

WHEREAS, All citizens of Illinois should be made aware of the ever-present dangers posed by potentially poisonous household substances; and

WHEREAS, Children too often have access to over-the-counter and prescription medications and potentially toxic household products; and

WHEREAS, Over the past 50 years, the nation has been observing National Poison Prevention Week to help prevent accidental poisonings and to provide tips for promoting community involvement in poison prevention; and

WHEREAS, The Illinois Poison Center has been providing timely poison prevention and treatment services to the people of Illinois for over 60 years and is the oldest and one of the largest poison centers in the nation; and

WHEREAS, The Illinois Poison Center is a mainstay in the emergency medical care system of the State of Illinois and is recognized nationally for its contributions to poison treatment and prevention; and

WHEREAS, Forty-five percent of the more than 80,000 poisonings reported last year to the Illinois Poison Center involved children under the age of 5 and could have been prevented; and

WHEREAS, The Illinois Poison Center manages approximately 90% of cases from the general public at home, saving the State of Illinois over \$60 million in reduced health care and lost productivity costs; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate March of 2016 as Poison Prevention Month in the State of Illinois and urge all Illinoisans to educate themselves about the potentially harmful substances in their homes and take steps to create healthy and safe home, play, and work environments; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Illinois Poison Center.

REPORTS FROM STANDING COMMITTEES

Senator Raoul, Vice-Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 2465 and 2521**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **Senate Bill No. 2533**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **Senate Resolutions numbered 957 and 1014**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Resolutions numbered 957 and 1014** were placed on the Secretary's Desk.

At the hour of 12:31 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 12:43 o'clock p.m., the Senate resumed consideration of business. Senator Sullivan, presiding.

REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 2, 2016 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

[March 2, 2016]

Agriculture: **SENATE BILLS 2883, 2910, 2917 and 2918.**

Appropriations I: **SENATE BILLS 2862, 2890, 2935 and 2937.**

Appropriations II: **SENATE BILLS 2962 and 2966.**

Criminal Law: **SENATE BILLS 2870, 2871, 2872, 2875, 2876, 2880, 2907, 2947 and 2953.**

Education: **SENATE BILLS 2840, 2908 and 2912.**

Energy and Public Utilities: **SENATE BILLS 2881 and 2939.**

Environment and Conservation: **SENATE BILLS 2914, 2920, 2938, 2948, 2963 and 2965.**

Executive: **SENATE BILLS 2843, 2854, 2873, 2874, 2877, 2891, 2911, 2913, 2950 and 2967.**

Financial Institutions: **SENATE BILLS 2864, 2879, 2943 and 2945.**

Higher Education: **SENATE BILLS 2941, 2960 and 2973.**

Human Services: **SENATE BILLS 2906, 2931, 2952 and 2957.**

Insurance: **SENATE BILLS 2909 and 2944.**

Judiciary: **SENATE BILLS 2354, 2842, 2844, 2845, 2846, 2847, 2855, 2856, 2857, 2858, 2859, 2861, 2863, 2885, 2886, 2887, 2898, 2919, 2926 and 2956.**

Labor: **SENATE BILLS 2895, 2961 and 2964.**

Licensed Activities and Pensions: **SENATE BILLS 2893, 2894, 2896, 2899, 2900, 2901, 2925, 2946, 2954, 2955 and 2972.**

Local Government: **SENATE BILLS 2825, 2905 and 2922.**

Public Health: **SENATE BILLS 2878, 2929 and 2949.**

Revenue: **SENATE BILLS 2889, 2904, 2921, 2923, 2924, 2933 and 2934.**

State Government and Veterans Affairs: **SENATE BILLS 2884, 2897, 2932 and 2936.**

Transportation: **SENATE BILLS 2841, 2860, 2869 and 2882.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 2, 2016 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Higher Education: **Committee Amendment No. 2 to Senate Bill 2156; Committee Amendment No. 2 to Senate Bill 2157.**

Human Services: **Committee Amendment No. 1 to Senate Bill 2286; Committee Amendment No. 1 to Senate Bill 2321; Committee Amendment No. 1 to Senate Bill 2371; Committee Amendment No. 1 to Senate Bill 2524.**

Judiciary: **Floor Amendment No. 1 to Senate Bill 629; Committee Amendment No. 1 to Senate Bill 2138; Committee Amendment No. 1 to Senate Bill 2503.**

Licensed Activities and Pensions: **Committee Amendment No. 1 to Senate Bill 2362; Committee Amendment No. 2 to Senate Bill 2421; Committee Amendment No. 1 to Senate Bill 2433.**

[March 2, 2016]

State Government and Veterans Affairs: **Committee Amendment No. 1 to Senate Bill 2532.**

Pursuant to Senate Rule 3-8 (b-1), the following amendments will remain in the Committee on Assignments:

Committee Amendment No. 1 to Senate Bill 2421

PRESENTATION OF RESOLUTION

Senator Haine offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 28 CONSTITUTIONAL AMENDMENT

SC0028

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 9.5 to Article IX of the Illinois Constitution as follows:

ARTICLE IX REVENUE

SECTION 9.5. HIGHWAY REVENUE

(a) No revenue derived from the taxes, fees, or bond proceeds relating to: registration, title, operation of a vehicle; a public highway, road, street, or bridge; a mass transit system, intercity passenger rail system, port, airport, or any other transportation infrastructure or operation; and fuel used for propelling vehicles, shall be expended except for the costs of administering laws, statutory refunds, and adjustments related to vehicles and transportation, payment of highway obligations and other statutory highway purposes, matching federal aid highway funds, expense and protection of grade separations at public highways and railroad crossings, costs of construction, maintenance, repair, and betterment of public highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, airports, and other forms of transportation, and any other transportation purpose as authorized by law. The costs of administering laws related to vehicles and transportation shall be limited to direct program expenses of the Secretary of State, the Department of State Police, and the Department of Transportation, or their successor agencies, relating to the enforcement of traffic laws or the safety of public highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, or airports.

(b) The revenue described in subsection (a) of this Section shall not be diverted by transfer, offset, or otherwise, for any purpose other than those described in that subsection.

(c) Any mode of transportation not described in subsection (a) of this Section that is first proposed for State funding after this Section takes effect shall have a dedicated source of funding.

(d) Revenue derived from federal funds may be spent for any purpose authorized by federal law.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator L. Murphy, **Senate Bill No. 2167** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Althoff, **Senate Bill No. 2173** having been printed, was taken up, read by title a second time and ordered to a third reading.

[March 2, 2016]

On motion of Senator Hastings, **Senate Bill No. 2260** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bennett, **Senate Bill No. 2263** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bennett, **Senate Bill No. 2268** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bivins, **Senate Bill No. 2294** having been printed, was taken up, read by title a second time and ordered to a third reading.

CONSIDERATION OF GOVERNOR'S VETO MESSAGE

Pursuant to the Motion in Writing filed on Tuesday, March 1, 2016 and journalized Tuesday, March 1, 2016, Senator Trotter moved that **Senate Bill No. 2043** do pass, the veto of the Governor to the contrary notwithstanding.

And on that motion, a call of the roll was had resulting as follows:

YEAS 37; NAYS 17; Present 2.

The following voted in the affirmative:

Bennett	Harmon	Manar	Silverstein
Bertino-Tarrant	Harris	Martinez	Stadelman
Biss	Hastings	McGuire	Steans
Bush	Holmes	Morrison	Sullivan
Clayborne	Hutchinson	Mulroe	Trotter
Collins	Jones, E.	Muñoz	Van Pelt
Cullerton, T.	Koehler	Murphy, L.	Mr. President
Cunningham	Landek	Noland	
Forby	Lightford	Raoul	
Haine	Link	Sandoval	

The following voted in the negative:

Anderson	Duffy	Murphy, M.	Syverson
Barickman	Luechtefeld	Nybo	Weaver
Bivins	McCann	Oberweis	
Brady	McCarter	Radogno	
Connelly	McConnaughay	Righter	

The following voted present:

Althoff
Rezin

This bill, having received the vote of three-fifths of the members elected, was declared passed, the veto of the Governor to the contrary notwithstanding.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

At the hour of 1:47 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

[March 2, 2016]

At the hour of 4:54 o'clock p.m., the Senate resumed consideration of business.
 Senator Silverstein, presiding.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Committee Amendment No. 1 to Senate Bill 2143
 Committee Amendment No. 1 to Senate Bill 2236
 Committee Amendment No. 1 to Senate Bill 2823
 Committee Amendment No. 1 to Senate Bill 2860

REPORTS FROM STANDING COMMITTEES

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Bill No. 2739**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Bill No. 2532**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bills Numbered 2214, 2434 and 2437**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bill No. 2421**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **Senate Bills Numbered 2195, 2216, 2357, 2420 and 2468**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **House Bill No. 580**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 3748

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **Senate Bills Numbered 2332 and 2407**, reported the same back with the recommendation that the bills do pass.

[March 2, 2016]

Under the rules, the bills were ordered to a second reading.

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **Senate Bills Numbered 2286, 2371 and 2524**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **Senate Resolution No. 1537**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 1537** was placed on the Secretary's Desk.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **Senate Bills Numbered 2459, 2512, 2565 and 2741**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **Senate Bill No. 2138**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 629

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

INTRODUCTION OF BILL

SENATE BILL NO. 3380. Introduced by Senator Brady, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Harmon, **House Bill No. 580** was taken up, read by title a second time and ordered to a third reading.

At the hour of 4:57 o'clock p.m., the Chair announced the Senate stand adjourned until Thursday, March 3, 2016, at 11:00 o'clock a.m.